

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

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Troy Nicholas MacDermott,

Case No. 24-CV-01984 (JMB/DTS)

Plaintiff,

v.

**AMENDED ORDER ON REPORT  
AND  
RECOMMENDATION**

Federal Bureau of Prisons, *BOP*, Collette  
S. Peters, *Director, BOP, in her official  
capacity*,

Defendants.

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This matter is before the Court on the Report and Recommendation (R&R) of United States Magistrate Judge David T. Schultz dated June 25, 2024. (Doc. No. 11.) Neither party has objected to the R&R, and the time to do so has now passed. *See* D. Minn. L.R. 72.2(b)(1). In the absence of timely objections, the Court reviews the R&R for clear error. *See* Fed. R. Civ. P. 72(b); *Grinder v. Gammon*, 73 F.3d 793, 795 (8th Cir. 1996) (per curiam). Finding no clear error, and based upon all the files, records, and proceedings in the above-captioned matter, IT IS HEREBY ORDERED THAT:

1. The R&R (Doc. No. 11) is ADOPTED;
2. Plaintiff's Motion to Certify Class, (Doc. No. 4), is DENIED WITHOUT PREJUDICE as premature; and
3. Plaintiff's Motion to Appoint Class Counsel, (Doc. No. 6), is DENIED WITHOUT PREJUDICE as premature.

Dated: July 19, 2024

/s/ Jeffrey M. Bryan  
Judge Jeffrey M. Bryan  
United States District Court